

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

September 29, 2009

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, September 22, 2009, pp.7-10**
- IV. Budget Amendments – Yes, pp.11-14**
- V. New Business, pp.16-62**
- VI. Continuing Business / Presentations**
 - A. Planning Committee, pp.63-64**
 - B. Lyric Theatre Project Monthly Report, pp.65-67**
 - C. Water Quality Management Fee Implementation Status Report, pp. 68-70
Mr. Charlie Martin, Water Quality Director**
 - D. Radio Interoperability Project, pp.71-73
Mr. David Lucas, Enhanced 911 Director**
- VII. Council Report**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**
- X. Closed Session - Litigation**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of a Special Construction Agreement with BellSouth Telecommunications, Inc. (d/b/a AT&T Southeast) Regarding the South Limestone Streetscape Project - Phase 1. (571-09) (P. King/Webb)
This request will authorize a Special Construction Agreement in the amount of \$9,755 with BellSouth Telecommunications, Inc. (d/b/a AT&T Southeast) to relocate aerial fiber cable underground for the South Limestone Streetscape Project – Phase 1. Funds are budgeted.**p.16**
- B. Authorization of Change Order No. 3 to Contract with Central Rock Mineral Company, LLC (ATS Construction) for the Loudon Avenue Improvements Project. (FINAL). (575-09) (P. King/Webb)
This request will authorize Change Order No. 3 to increase contract amount by \$155,718.96 with Central Rock Mineral Company, LLC (ATS Construction) for the widening of Loudon Avenue to three-lanes from Oakhill Drive to Winchester Road for the Loudon Avenue Improvements Project. This change order is for the final adjustments in bid quantities of materials and labor. Original contract amount was \$4,589,461.13. Total of previous change orders is \$370,581.23. Final contract total is \$5,115,761.32. Funds are budgeted.**pp.17-22**
- C. Authorization of a Deed of Acceptance for a Greenway Parcel at Property Located at 6500 Man O' War Boulevard as Part of the Expansion Area Master Plan. (580-09) (Rayan/Webb)
This request will authorize a deed of acceptance at no cost to LFUCG for a dedicated greenway parcel at property located at 6500 Man O' War Boulevard in the Blackford property Subdivision. This parcel was identified in the development plats and is part of the Expansion Area Master Plan.**p.23**
- D. Authorization of an Agreement with the Kentucky State Police (KSP) to Provide Improvised Explosive Device (IED) Response Equipment Training for FBI Credited Bomb Squads and for the Transfer of Equipment. (577-09) (P. King/Bennett)
This request will authorize an Agreement with the KSP to provide IED Response Equipment training for FBI Credited Bomb Squads within the Commonwealth of Kentucky and for the transfer of a portion of equipment purchased by LFUCG with federal funds awarded by the Kentucky Office of Homeland Security under Ordinance No. 260-2008. Equipment will be used by KSP when responding to IED incidents in the Commonwealth. KSP will be responsible for the care and maintenance of the equipment and be responsible for all associated costs.**p.24**

- E. Authorization of an Agreement with the Kentucky State Police (KSP) to Provide Improvised Explosive Device (IED) Training for FBI Credited Bomb Squads and for the Transfer of Equipment. (578-09) (P. King/Bennett)
This request will authorize an Agreement with KSP on behalf of the Division of Police to provide IED Training for FBI Credited Bomb Squads in Lexington, Louisville, Owensboro, Paducah and KSP. The proposed agreement will allow the transfer of equipment purchased by LFUCG with federal funds awarded by the Kentucky Office of Homeland Security under Ordinance No. 54-2009 to KSP. The KSP will be responsible for the care and maintenance of equipment and be responsible for all associated costs.**p.25**
- F. Authorization to Accept an Award Offered by the US Department of Justice on Behalf of the Department of Public Safety, Division of Police, under the 2009 Recovery Act Edward Byrne Memorial Competitive Grant Program: Hiring of Civilian Staff in Law Enforcement Agencies. (583-09) (P. King/Bennett)
This request will authorize the acceptance of an award of federal funds in the amount of \$441,600 offered by the US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance on behalf of the Division of Police under the 2009 Recovery Act Edward Byrne Memorial Competitive Grant Program: Hiring of Civilian Staff in Law Enforcement Agencies. Funds will be used to create one (1) position of a non-civil service Crime Analyst to replace the position of Public Information Officer, and replace three (3) sworn officer positions with two (2) non-civil service Evidence Technicians. No local match is required.**p.26**
- G. Authorization to Accept an Award from the US Department of Justice, Office on Violence Against Women on Behalf of the Department of Public Safety, Division of Police for Continuation of the Arrest Policies Project and Execute Subrecipient Agreements. (584-09) (P. King/Bennett)
This request will authorize the acceptance of an award of federal funds in the amount of \$400,000 from the US Department of Justice, Office on Violence Against Women on behalf of the Division of Police, in collaboration with community partners, to continue the Arrest Policies Project. Funds will be used for the employment of two (2) victim advocates; contractual court-certified interpreters; training community partners on Title VI and ADA compliance; mandatory training; police overtime for the apprehension of violators, and to provide victim services. This request will also authorize the execution of Subrecipient Agreements with the Bluegrass Domestic Violence Program for \$52,000, the Bluegrass Rape Crisis Center for \$8,000, the Legal Aid of the Bluegrass for \$5,000, the Kentucky Probation and Parole for \$6,000, the University of Kentucky Center on Drug and Alcohol Research for \$4,000, and the Fayette County Domestic Violence Prevention Board for \$10,000. No matching funds are required.**p.27**

- H. Authorization of a Resolution for Reimbursement of Temporary Advances for Capital Expenditures on Behalf of the Department of Public Safety, Divisions of Police, Fire & Emergency Services, and Emergency Management / 911 for the Radio Interoperability Project. (581-09) (Lucas/Bennett)
This request will authorize a Resolution for reimbursement of temporary advances for an approximate amount of \$16,433,000 for Capital Expenditures on behalf of the Divisions of Police, Fire & Emergency Services, and Emergency Management / 911 for the Radio Interoperability Project for upgrade of the Enhanced 911 radio system. The upgrade is necessary to become interoperable before August 2010 to improve existing radio coverage throughout the county, replace an antiquated network, and for the infrastructure and end-user hardware to meet federal narrow banding requirements set for January 2013. The funds will also allow for Harris Corporation contract to upgrade the 800 MHz system, the VHF system, and expand current fiber network connectivity between all communication components.**pp.28-31**
- I. Authorization of a System Purchase Contract with Harris Corporation, RF Communications Division on Behalf of the Department of Public Safety for the Upgrade of the 800 MHz Radio System. (582-09) (Lucas/Bennett)
This request will authorize a 4-year System Purchase Contract in the amount not to exceed \$14,401,066.77 with Harris Corporation, RF Communications Division on behalf of the Department of Public Safety to upgrade the 800 MHz radio system. The upgrade includes warranties and maintenance, provides a migration to interoperability by August 2010, and a timeline to implement the upgrade to meet federal requirements by January 2013.**p.32**
- J. Authorization to Purchase Property Located at 529 E Third Street for the Ann Street Acquisition Project and Transfer the Property to the HOPE IV Project. (572-09) (P. King/O'Mara)
This request will authorize the purchase of property located at 529 E Third Street at a fair market value of \$16,000 for the Ann Street Acquisition Project for the construction of the road extension for the Bluegrass – Aspendale Project and transfer the property to the HOPE IV Project. The Ann Street Project is funded by the Urban Development Action Grant (UDAG) Repayment fund from closed-out UDAG projects. Funds are budgeted.**p.33**
- K. Authorization of a Revenue Enhancement Agreement (Tax Discovery / Recovery) with PRA Government Services, LLC (d/b/a RDS) for Collection of Unpaid Occupational License Taxes. (576-09) (O'Mara)
This request will authorize a Revenue Enhancement Agreement (Tax Discovery / Recovery) on a contingency fee basis with PRA Government Services, LLC (d/b/a RDS) for collection of unpaid occupational license taxes of businesses that appear to be unlicensed in Lexington-Fayette County.**pp.34-39**

- L. Authorization to Approve ACL™ Services Ltd. as Sole Source Provider for AuditExchange Software and Programming Services for the Division of Internal Audit. (573-09) (Sahli/Kelly)
This request will authorize the approval of ACL™ Services Ltd. as a sole source provider for an estimated cost of \$51,837 for the purchase of AuditExchange software and programming services on behalf of the Division of Internal Audits. The software is an exclusive product of ACL™ that will significantly enhance the Division's ability to examine financial transactions in the PeopleSoft™ and mainframe environment, and will utilize time-saving, general use analytics applications to numerous audit and fraud detection situations. Funds are budgeted.**pp.40-41**
- M. Authorization of a Partial Release of Easement for a Portion of a Sanitary Sewer Easement at Property Located at 149 Old Towne Walk. (579-09) (Askew)
This request will authorize a Partial Release of Easement for a portion of a sanitary sewer easement at property located at 149 Old Towne Walk. The propose release has been reviewed and approved by appropriate Divisions. There is no budgetary impact.**p.42**
- N. Authorization to Accept Deeds of Easements from Record Property Owners for the Rookwood Parkway Stormwater Improvement Project. (574-09) (Martin/Taylor)
This request will authorize the acceptance of deeds for permanent storm sewer easements at a cost not to exceed \$3,500 from record property owners for the Rookwood Parkway Stormwater Improvement Project. Funds are budgeted.**p.43**
- O. Authorization of Change Order No. 1 to Contract with Dixon Electric, Inc. for the Town Branch Waste Water Treatment Plant (WWTP) Primary Effluent Pump Station Emergency Generator Project. (FINAL). (585-09) (Martin/Taylor)
This request will authorize Change Order No. 1 to reduce contract amount by \$95.42 with Dixon Electric, Inc. for the Town Branch WWTP Primary Effluent Pump Station Emergency Generator Project. Original contract amount was \$360,656. Final contract amount is \$360,560.58.**pp.44-47**
- P. Authorization of Change Order No. 2 to Contract with Herrick Company, Inc. for the Town Branch Waste Water Treatment Plant (WWTP) Chlorination Equipment Replacement Project. (586-09) (Martin/Taylor)
This request will authorize Change Order No. 2 to increase contract amount by \$15,200 with Herrick Company, Inc. for the Town Branch WWTP Chlorination Equipment Replacement Project to replace outdated equipment. Original contact amount was \$248,500. Previous change order was \$9,843. New contract amount is \$273,543. Funds are budgeted.**pp.48-51**

- Q. Authorization to Accept a Donation of Labor and Material by Cricket Communications, Inc. on Behalf of the Department of General Services, Division of Parks and Recreation. (587-09) (Hancock/Cole)
This request will authorize the acceptance of labor and material by Cricket Communications, Inc. on behalf of the Division of Parks and Recreation for repair of four (4) tennis courts in Valley Park.**p.52**
- R. Authorization of a Facility Usage Contract with the Fayette County Board of Education on Behalf of the Department of General Services, Division of Parks and Recreation for the Kiddie Kapers Program. (588-09) (Hancock/Cole)
This request will authorize a Facility Usage Contract in the amount \$837.25 with the Fayette County Board of Education on behalf of the Division of Parks and Recreation for rental of the Norsworthy Auditorium for the Kiddie Kapers Dance Recital on December 5, 2009. Funds are budgeted.**pp.53-54**
- S. Authorization for the Issuance of Industrial Revenue Bonds (IRBs) to Anchor Baptist Church. (590-09) (Wright/Kelly)
This request will authorize the issuance of IRBs Bond Series 2009 up to the amount of \$4,065,000 to Anchor Baptist Church to refund bonds previously issued. The issuance will allow the Church to obtain bank qualified financing at a reduced interest rate. The IRB Commission recommends approval. There is no cost or liability to LFUCG.**p.55**
- T. Authorization of a Memorandum of Understanding (MOU) with the Lexington-Fayette Urban County Housing Authority Regarding the Equestrian View Neighborhood. (591-09) (Askew)
This request will authorize a MOU with the Lexington-Fayette Urban County Housing Authority to begin construction of entrance signage for the Equestrian View neighborhood as part of the Bluegrass-Aspendale HOPE IV Project. Once Shropshire Boulevard is completed, the parcels where entrance signage is located will be transferred to the Housing Authority to complete the project.**p.56**
- U. Authorization of Taxable Sewer System Revenue Bonds, for Reimbursement for Sewer Construction Projects, and to Acceptance of Successful Bids for Improvements to the Sewer Systems. (592-09) (O'Mara)
This request will authorize an Ordinance for the issuance of \$35.8 million in taxable sewer system revenue bonds, Series 2009 – Build America Bonds-Direct Pay – for improvements, extensions, and betterments to the sewer system; a Resolution authorizing reimbursement for funds already expended, and a Resolution accepting the successful bid. An additional debt service will be approximately \$2.5 million per year.**p.57-62**